



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

CRS

Docket No: 7290-99

12 May 2000

[REDACTED]

Dear [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 10 May 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Navy on 21 June 1988 at age 18. The record reflects that you received four nonjudicial punishments. The offenses included unauthorized absences totalling four days, failure to obey a lawful order, absence from your appointed place of duty on two occasions, underage drinking, dereliction of duty, assault and battery, and use of provoking words. On 21 June 1992 you were honorably separated in pay grade E-2 and transferred to the Naval Reserve. At that time you were assigned a reenlistment code of RE-4. On 2 June 1996 you were honorably discharged from the Naval Reserve by reason of expiration of enlistment.

The Board concluded that the four nonjudicial punishments were sufficient to support the assignment of the RE-4 reenlistment code. Further, regulations require that such a code be assigned to individuals separated in pay grade E-2. The Board thus concluded that there is no error or injustice in your reenlistment code. Accordingly, your application has been denied. The names and votes of the members of the panel will be

furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director